IN THE HIGH COURT OF JUDICATURE OF CHHATISGARH

(2)

AT BILASPUR.

W.P. No. 804 of 2001

(Under Articles 226 & 227, Constitution of India)

PETITIONER : Suresh Kumar, aged about 39 years, son of Shri Sobha Ram, by occupation - Teacher, Primary School, Kondekasa (Dondi), District Durg (C.G.).

VERSUS

RESPONDENTS :

1. State of Chhatisgarh through the Secretary, Scheduled Tribes, Scheduled Castes and Backward Classess Welfare Department, Raipur(C.G.).
2. The Collector Durg (C.G.).
3. The Assistant Commissioner, Tribal Welfare Department, Durg (C.G.).
4. The District Organizer, Tribal Welfare, Collectorate, Durg (C.G.).

P.R. No. 786/01 Presented by Shri Rajak dated 28-4-01

PETITION UNDER ARTICLES 226 & 227, CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(41)

आदेश पत्रक

मामला क्रमांक W.P.804/01 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	25.9.2001 : Mr.Ashok Das Vaishanava for the petitioner. Mr. Rajiv Shrivastava for the respondents. The order impugned in this petition is dt. 23.3.2001 (annexure P-8) by which the petitioner was suspended from service. It is contended that no departmental proceedings have been drawn up against the writ petitioner. Shri Rajiv Shrivastava submits that the petitioner should face the departmental proceedings. Learned counsel for the petitioner states that in respect of similarly situated three other persons the order of stay has been granted,therefore,it is submitted that the order of stay in this case also should be passed. Shri Rajiv Shrivastava submits that the order of stay in respect of other persons was as regards the departmental proceedings and not as regards the order of suspension. It appears that no employee can successfully resist any proceedings drawn up against him. He should face the departmental proceedings. In my view it will be in the interest of justice that the petitioner faces departmental proceedings. However, while doing so every opportunity should be afforded to the writ petitioner to defend himself.	

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित ..2..	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
J	In the result this petition is disposed of with a direction that if proceedings are to be initiated at all it should be done immediately and the same be concluded at the earliest preferably within a period of two months from the date of receipt of this order. Needless to say that if aggrieved by any order to be passed by the competent authority, the petitioner is at liberty to approach the appropriate forum. Sd/- Chief Justice	4-10-2001

GRPRJ-